

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

MARSH HEATH, *et al.*, on behalf of themselves  
and all individuals similarly situated,

Plaintiffs,

v.

Civil Action No. 3:19-cv-555

CAPITAL ONE FINANCIAL CORPORATION,  
*et al.*,

Defendants.

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**MOTION TO CONSOLIDATE**

Plaintiffs, by counsel, pursuant to Fed. R. Civ. P. 42, file this motion to consolidate the Capital One data breach cases on an interim basis for the purpose of conducting a status conference. The proposed consolidation and reasons therefore are set forth in their contemporaneously-filed memorandum of law.

Respectfully submitted,  
**PLAINTIFFS**

By: /s/ Leonard A. Bennett  
Leonard A. Bennett, Esq., VSB #37523  
Craig C. Marchiando, Esq., VSB #89736  
Elizabeth W. Hanes, Esq., VSB #75574  
CONSUMER LITIGATION ASSOCIATES, P.C.  
763 J. Clyde Morris Blvd., Ste. 1-A  
Newport News, VA 23601  
Telephone: (757) 930-3660  
Facsimile: (757) 930-3662  
Email: lenbennett@clalegal.com  
Email: craig@clalegal.com  
Email: [elizabeth@clalegal.com](mailto:elizabeth@clalegal.com)

Kristi C. Kelly, Esq., VSB #72791  
Andrew J. Guzzo, Esq., VSB #82170  
Casey S. Nash, Esq. VSB #84261

KELLY GUZZO, PLC  
3925 Chain Bridge Road, Suite 202  
Fairfax, VA 22030  
Telephone: (703) 424-7572  
Facsimile: (703) 591-0167  
Email: [kkelly@kellyguzzo.com](mailto:kkelly@kellyguzzo.com)  
Email: [aguzzo@kellyguzzo.com](mailto:aguzzo@kellyguzzo.com)  
Email: [casey@kellyguzzo.com](mailto:casey@kellyguzzo.com)

Matthew J. Erasquin, VSB No. 65434  
Tara B. Keller, VSB No. 91986  
CONSUMER LITIGATION ASSOCIATES, P.C.  
1800 Diagonal Road, Suite 600  
Alexandria, Virginia 22314  
Tel: 703-273-7770  
Fax: 888-892-3512  
Email: [matt@clalegal.com](mailto:matt@clalegal.com)  
Email: [tara@clalegal.com](mailto:tara@clalegal.com)

Charles B. Molster, III VSB 23613  
LAW OFFICES OF CHARLES B. MOLSTER, III  
PLLC  
2141 Wisconsin Avenue, N.W., Suite M  
Washington, D.C. 20007  
Telephone: (703) 346-1505  
Email: [cmolster@molsterlaw.com](mailto:cmolster@molsterlaw.com)

*Counsel for Plaintiffs*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 12th day of August 2019, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system which will send a notification of such filing (NEF) to all counsel of record. I have also provided notice by email to:

David L. Balser  
Phyllis B. Sumner  
S. Stewart Haskins II  
KING & SPAULDING, LLP  
1180 Peachtree Street, NE  
Suite 1600  
Atlanta, GA 30309  
dbalser@kslaw.com  
psumner@kslaw.com  
shaskins@kslaw.com

David H. Thompson (*pro hac vice forthcoming*)  
Haley N. Proctor  
COOPER & KIRK, PLLC  
1523 New Hampshire Avenue, N.W.  
Washington, D.C. 20036  
Email: [dthompson@cooperkirk.com](mailto:dthompson@cooperkirk.com)  
Email: [hproctor@cooperkirk.com](mailto:hproctor@cooperkirk.com)

Joseph H. Meltzer (*pro hac vice forthcoming*)  
Naumon A. Amjed (*pro hac vice forthcoming*)  
Melissa L. Troutner (*pro hac vice forthcoming*)  
KESSLER TOPAZ MELTZER & CHECK LLP  
280 King of Prussia Road  
Radnor, PA 19087  
Email: [jmeltzer@ktmc.com](mailto:jmeltzer@ktmc.com)  
Email: [namjed@ktmc.com](mailto:namjed@ktmc.com)  
Email: [mtroutner@ktmc.com](mailto:mtroutner@ktmc.com)

Geoffrey R. McDonald  
Justin M. Sheldon  
Frank H. Hupfl  
GEOFF McDONALD & ASSOCIATES, P.C.  
3315 West Broad Street  
Richmond, VA 23230  
Tel: (804) 888-8888  
Fax: (804) 359-5426  
Email: [GMcDonald@mcdonaldinjurylaw.com](mailto:GMcDonald@mcdonaldinjurylaw.com)  
Email: [JSheldon@mcdonaldinjurylaw.com](mailto:JSheldon@mcdonaldinjurylaw.com)  
Email: [FHupfl@mcdonaldinjurylaw.com](mailto:FHupfl@mcdonaldinjurylaw.com)

W. Daniel “Dee” Miles, III (*pro hac vice forthcoming*)  
Archie I. Grubb, II (*pro hac vice forthcoming*)  
Leslie L. Pescia (*pro hac vice forthcoming*)  
BEASLEY, ALLEN, CROW, METHVIN, PORTIS & MILES, P.C.  
218 Commerce Street  
Montgomery, AL 36104  
Email: [Dee.Miles@BeasleyAllen.com](mailto:Dee.Miles@BeasleyAllen.com)  
Email: [Archie.Grubb@BeasleyAllen.com](mailto:Archie.Grubb@BeasleyAllen.com)  
Email: [Leslie.Pescia@BeasleyAllen.com](mailto:Leslie.Pescia@BeasleyAllen.com)

John Cole Gayle, Jr.  
THE CONSUMER LAW GROUP, P.C.  
1508 Willow Lawn Dr., Suite 220  
Richmond, VA 23230  
Email: [jgayle@theconsumerlawgroup.com](mailto:jgayle@theconsumerlawgroup.com)

Jonathan Shub (*pro hac vice forthcoming*)  
Kevin Laukaitis (*pro hac vice forthcoming*)  
KOHN, SWIFT & GRAF, P.C.  
1600 Market Street, Suite 2500  
Philadelphia, PA 19103  
Email: [jshub@koh Swift.com](mailto:jshub@koh Swift.com)  
Email: [klaukaitis@koh Swift.com](mailto:klaukaitis@koh Swift.com)

James A. Francis (*pro hac vice forthcoming*)  
John Soumilas (*pro hac vice forthcoming*)  
FRANCIS & MAILMAN, P.C.  
1600 Market Street, Suite 2510  
Philadelphia, PA 19103  
Email: [jfrancis@consumerlawfirm.com](mailto:jfrancis@consumerlawfirm.com)  
Email: [jsoumilas@consumerlawfirm.com](mailto:jsoumilas@consumerlawfirm.com)

John G. Harnishfeger  
MURPHY, FALCON & MURPHY  
One South Street, 23<sup>rd</sup> Floor  
Baltimore, MD 21202  
Email: [john.harnishfeger@murphyfalcon.com](mailto:john.harnishfeger@murphyfalcon.com)

John A. Yanchunis (*pro hac vice forthcoming*)  
Ryan J. McGee (*pro hac vice forthcoming*)  
Patrick A. Barthle (*pro hac vice forthcoming*)  
MORGAN & MORGAN  
201 N. Franklin Street, 7<sup>th</sup> Floor  
Tampa, FL 33602

Email: [JYanchunis@ForThePeople.com](mailto:JYanchunis@ForThePeople.com)

Email: [RMcGee@ForThePeople.com](mailto:RMcGee@ForThePeople.com)

Email: [PBarthle@ForThePeople.com](mailto:PBarthle@ForThePeople.com)

William H. Murphy III (*pro hac vice* to be submitted)

Jessica H. Meeder (*pro hac vice* to be submitted)

MURPHY, FALCON & MURPHY

One South Street, Ste 2300

Baltimore, Maryland 21202

Email: [hassan.murphy@murphyfalcon.com](mailto:hassan.murphy@murphyfalcon.com)

Email: [jessica.meeder@murphyfalcon.com](mailto:jessica.meeder@murphyfalcon.com)

Norman E. Siegel (*pro hac vice* to be submitted)

Barrett J. Vahle (*pro hac vice* to be submitted)

J. Austin Moore (*pro hac vice* to be submitted)

Jillian R. Dent (*pro hac vice* to be submitted)

STUEVE SIEGEL HANSON LLP

460 Nichols Road, Suite 200

Kansas City, MO 64112

Email: [siegel@stuevesiegel.com](mailto:siegel@stuevesiegel.com)

Email: [vahle@stuevesiegel.com](mailto:vahle@stuevesiegel.com)

Email: [moore@stuevesiegel.com](mailto:moore@stuevesiegel.com)

Email: [dent@stuevesiegel.com](mailto:dent@stuevesiegel.com)

Grant Morris

SANFORD HEISLER SHARP, LLP

700 Pennsylvania Avenue SE, Suite 300

Washington, DC 20003

Email: [gmorris@sanfordheisler.com](mailto:gmorris@sanfordheisler.com)

Kevin Sharp (*pro hac vice* to be filed)

SANFORD HEISLER SHARP, LLP

611 Commerce Street, Suite 3100

Nashville, TN 37203

Email: [ksharp@sanfordheisler.com](mailto:ksharp@sanfordheisler.com)

Adán Martínez (*pro hac vice* to be filed)

SANFORD HEISLER SHARP, LLP

1350 Avenue of the Americas, 31st Floor

New York, NY 10019

Email: [amartinez@sanfordheisler.com](mailto:amartinez@sanfordheisler.com)

Ben Barnow (*pro hac vice* to be filed)

Erich P. Schork (*pro hac vice* to be filed)

Jeffrey D. Blake (*pro hac vice* to be filed)

BARNOW AND ASSOCIATES, P.C.

One North LaSalle Street, Suite 4600  
Chicago, IL 60602  
Email: [b.barnow@barnowlaw.com](mailto:b.barnow@barnowlaw.com)  
Email: [e.schork@barnowlaw.com](mailto:e.schork@barnowlaw.com)  
Email: [j.blake@barnowlaw.com](mailto:j.blake@barnowlaw.com)

Timothy G. Blood (*pro hac vice* to be filed)  
Thomas J. O'Reardon, II  
BLOOD HURST & O'REARDON, LLP  
701 B Street, Suite 1700  
San Diego, CA  
Email: [tblood@bholaw.com](mailto:tblood@bholaw.com)  
Email: [toreardon@bholaw.com](mailto:toreardon@bholaw.com)

Shpetim Ademi (*pro hac vice* to be filed)  
Ben J. Slatky (*pro hac vice* to be filed)  
ADEMI & O'REILLY, LLP  
3620 East Layton Avenue  
Cudahy, WI 53110  
Email: [sademi@ademilaw.com](mailto:sademi@ademilaw.com)  
Email: [bslatky@ademilaw.com](mailto:bslatky@ademilaw.com)

Jodie E. Buchman  
Pierce C. Murphy  
SILVERMAN THOMPSON SLUTKIN & WHITE LLC  
201 N. Charles Street, 26th Floor  
Baltimore, Maryland 21201  
Email: [jbuchman@mdattorney.com](mailto:jbuchman@mdattorney.com)  
Email: [pmurphy@mdattorney.com](mailto:pmurphy@mdattorney.com)

Stuart A. Davidson (*Pro Hac Vice* Pending)  
Christopher C. Gold (*Pro Hac Vice* Pending)  
Dorothy P. Antullis (*Pro Hac Vice* Pending)  
ROBBINS GELLER RUDMAN & DOWD, LLP  
120 East Palmetto Park Road, Suite 500  
Boca Raton, FL 33432  
Email: [sdavidson@rgrdlaw.com](mailto:sdavidson@rgrdlaw.com)  
Email: [cgold@rgrdlaw.com](mailto:cgold@rgrdlaw.com)  
Email: [dantullis@rgrdlaw.com](mailto:dantullis@rgrdlaw.com)

Mark S. Reich (*Pro Hac Vice* Pending)  
58 South Service Road, Suite 200  
Melville, NY 11747  
Email: [mreich@rgrdlaw.com](mailto:mreich@rgrdlaw.com)

Daniel C. Cohen (*Pro Hac Vice* Pending)

Edward Y. Kroub (*Pro Hac Vice* Pending)  
300 Cadman Plaza W, 12<sup>th</sup> Floor  
Brooklyn, NY 11201  
Email: [dan@ccml.legal](mailto:dan@ccml.legal)  
Email: [edward@cml.legal](mailto:edward@cml.legal)

Michael A. Yoder  
Michael W. Slocumb (*Pro Hac Vice* Pending)  
SLOCUMB LAW FIRM, LLC  
777 6<sup>TH</sup> Street NW, Suite 520  
Washington, DC 20001  
Email: [myoder@slocumblaw.com](mailto:myoder@slocumblaw.com)  
Email: [mike@slocumblaw.com](mailto:mike@slocumblaw.com)

Scott A. Powell (*Pro Hac Vice* Pending)  
HARE, WYNN, NEWELL & NEWTON, LLP  
2025 Third Avenue North, 8<sup>th</sup> Floor  
Birmingham, AL 35203  
Email: [scott@hwnn.com](mailto:scott@hwnn.com)

Steven T. Webster  
WEBSTER BOOK, LLP  
300 N. Washington St, Suite 404  
Alexandria, VA 22314  
Email: [swebster@websterbook.com](mailto:swebster@websterbook.com)

W. Lewis Garrison, Jr.  
Taylor C. Bartlett  
Christopher B. Hood  
HENNIGER GARRISON DAVIS, LLC  
2224 1<sup>st</sup> Avenue North  
Birmingham, AL 35203  
Email: [lewis@hgdllawfirm.com](mailto:lewis@hgdllawfirm.com)  
Email: [taylor@hgdllawfirm.com](mailto:taylor@hgdllawfirm.com)  
Email: [chood@hgdllawfirm.com](mailto:chood@hgdllawfirm.com)

James F. McDonough, III  
Jonathan R. Miller  
Travis E. Lynch  
3612 Vinings Slope, Suite 4320  
Atlanta, GA 30339  
Email: [jmcdonough@hgdllawfirm.com](mailto:jmcdonough@hgdllawfirm.com)  
Email: [jmiller@hgdllawfirm.com](mailto:jmiller@hgdllawfirm.com)  
Email: [tlynch@hgdllawfirm.com](mailto:tlynch@hgdllawfirm.com)

Pierce Christopher Murphy

Jodie Elizabeth Buchman  
Silverman Thompson Slutkin White, LLC  
201 N. Charles St, 26<sup>th</sup> Floor  
Baltimore, MD 21201  
Email: [pmurphy@mdattorney.com](mailto:pmurphy@mdattorney.com)  
Email: [jbuchman@mdattorney.com](mailto:jbuchman@mdattorney.com)

Dale Wood Pittman  
The Law Office of Dale W. Pittman, P.C.  
112-A W Tabb Street  
Petersburg, VA 23803-3212  
Email: [dale@pittmanlawoffice.com](mailto:dale@pittmanlawoffice.com)

Scott A. Surovell  
Surovell Isaacs & Levy, PLC  
4010 University Dr, Suite 200  
Fairfax, VA 22030  
Email: [ssurovell@surovellfirm.com](mailto:ssurovell@surovellfirm.com)

Ivy T. Ngo  
Joshua E. Moyer  
FRANKLIN D. AZAR & ASSOCIATES, P.C.  
14426 E. Evans Avenue  
Aurora, CO 80014  
Email: [ngoi@fdazar.com](mailto:ngoi@fdazar.com)  
Email: [moyerj@fdazar.com](mailto:moyerj@fdazar.com)

Mark A. Ozzello  
Terek H. Zohdy  
Cody R. Padgett  
Trisha K. Monesi  
CAPSTONE LAW APC  
1875 Century Park East, Suite 1000  
Los Angeles, CA 90067  
Email: [Mark.Ozzello@capstonelawyers.com](mailto:Mark.Ozzello@capstonelawyers.com)  
Email: [Tarek.Zohdy@capstonelawyers.com](mailto:Tarek.Zohdy@capstonelawyers.com)  
Email: [Cody.Padgett@capstonelawyers.com](mailto:Cody.Padgett@capstonelawyers.com)  
Email: [Tricia.Monesi@capstonelawyers.com](mailto:Tricia.Monesi@capstonelawyers.com)

Karen H. Riebel  
Kate M. Baxter-Kauf  
LOCKRIDGE GRINDAL NAUEN P.L.L.P.  
100 Washington Avenue South, Suite 2200  
Minneapolis, MN 55401-2159  
Email: [khriebel@locklaw.com](mailto:khriebel@locklaw.com)  
Email: [kmbaxter-kauf@locklaw.com](mailto:kmbaxter-kauf@locklaw.com)



/s/

---

Leonard A. Bennett, Esq., VSB #37523  
CONSUMER LITIGATION ASSOCIATES, P.C.  
763 J. Clyde Morris Blvd., Ste. 1-A  
Newport News, VA 23601  
Telephone: (757) 930-3660  
Facsimile: (757) 930-3662  
Email: lenbennett@clalegal.com  
*Counsel for Plaintiffs*